

ORDINANCE NO. 3167

AN ORDINANCE AMENDING TITLE 9 OF THE COUNTY CODE

The Board of Supervisors of the County of San Luis Obispo, State of California, does
ordain as follows:

SECTION 1: Section 9.04.020 **Animal control officer – Duties** is hereby amended to
read as follows:

9.04.020 Animal control officer – Duties.

There shall be in this county, a chief animal control officer subject to the direction
and supervisory control of the county health agency director. The division of
animal services shall function as a division of the health agency. It shall be the
duty of the chief animal control officer and his duly authorized staff and
employees to carry out the provisions of this title, and all applicable statutes of the
state and to be in charge of the public pound hereby authorized and established.

SECTION 2: Section 9.04.030 **Animal control officer – Citation authority –
Authority to carry weapons** is hereby amended to read as follows:

9.04.030 Animal control officer – Citation authority – Authority to carry weapons.

- (a) The chief animal control officer and his duly authorized staff shall have the power to
issue citations pursuant to Chapter 1.08 of this code.
- (b) Animal control officers, when acting in the course and scope of their duties,
may, at the discretion of the health agency director, be authorized to carry on their
person or in county vehicles loaded firearms or weapons of the type approved by
the health agency director. Each officer shall qualify under California Penal Code
Section 832 in the use of firearms.

SECTION 3: Section 9.04.065 **Fees** is hereby amended to read as follows:

9.04.065 Fees.

- (a) Whenever fees are to be charged by the division of animal services, these fees shall be
set annually by ordinance of the board of supervisors.
- (b) Whenever a penalty fee is to be assessed, it shall be double the regular established fee.
- (c) A fee, including a penalty fee, may be waived in the discretion of the health agency
director. Such waiver shall be based upon a determination of the health agency director
that it is in the interests of justice or that payments will impose an undue financial
hardship upon the owner.

SECTION 4: Section 9.04.110 **Definitions** is hereby amended to read as follows:

9.04.110(n).

(n) "Health agency" means the San Luis Obispo County health agency as established in Chapter 2.26 of the code and administered by the health agency director.

(1) "Health agency director" means the health agency director as identified in Chapter 2.26 of this code or his appointed agents.

SECTION 5: Section 9.08.270 **Failure to pay license fee or provide information** is hereby amended to read as follows:

9.08.270 Failure to pay license fee or provide information.

It is unlawful for any person owning or having the care, custody or control of any dog in the county, to refuse, fail or neglect to pay the license fee at the time and manner herein provided, or to refuse, fail or neglect to furnish to the division, the health agency director, or any of their duly qualified and authorized representatives, or employees, the information necessary to properly license the dog.

SECTION 6: This ordinance shall take effect and be in full force and effect on January 1, 2009; and before the expiration of fifteen (15) days after passage of this ordinance, it shall be published once with the names of the members of the Board of Supervisors voting for and against the ordinance in the Tribune, a newspaper of general circulation published in the County of San Luis Obispo, State of California.

INTRODUCED at a regular meeting of the Board of Supervisors held on the 18th day of November, 2008, and PASSED and ADOPTED by the Board of Supervisors of the County of San Luis Obispo, State of California, on the 25th day of November, 2008 by the following roll call vote, to wit:

AYES: Supervisors Jerry Lenthall, Bruce S. Gibson, K.H. 'Katcho' Achadjian,
Chairperson James R. Patterson

NOES: Supervisor Harry L. Ovitt

ABSENT: None

ABSTAINING: None

JAMES R. PATTERSON

Chairperson of the Board of Supervisors,
County of San Luis Obispo, State of California

ATTEST:

JULIE L. RODEWALD
County Clerk and Ex-Officio Clerk
of the Board of Supervisors, County
of San Luis Obispo, State of California

By: C.M. CHRISTENSEN
Deputy Clerk
[SEAL]

ORDINANCE CODE PROVISIONS APPROVED
AS TO FORM AND CODIFICATION:

WARREN R. JENSEN
County Counsel

By: 
Assistant County Counsel

Dated: 11/7/00

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